

Lieutenant Governor

## State of Utah DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

May 23, 2008

Mark Reynolds, Resident Agent Hiawatha Coal Company P.O. Box 1245 Huntington, Utah 84528

Subject: Bond Amount for Hiawatha Mine - \$3.7 Million, Hiawatha Coal Company, Hiawatha

Mine, C/007/0011, Outgoing File

Dear Mr. Reynolds:

The Division was notified on April 15, 2008 that the expiration date for Letter of Credit #00336176 was extended to July 15, 2008 (see attached). Please be advised if adequate bond coverage in the amount of \$3.7 million is not posted by June 16, 2008, Letter of Credit #00336176 will be forfeited (R645-301-860.222).

Continuous bond coverage must be maintained by Hiawatha Coal Company.

If you have any questions, please call me at (801) 538-5264.

Sincerely,

An<del>ge</del>la Nance

**Engineering Technician** 

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Enclosure

cc: Price Field Office

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JPMorgan Chase Bank, N.A. c/o JPMorgan Treasury Services Global Trade Services 10420 Highland Manor Drive Tampa, FL 33610

APR 14, 2008

OUR L/C NO.: 00336176

APPLICANT REF. NO.: 00336176

AMENDMENT NO.: 6

TO:

STATE OF UTAH, DEPT. OF NATURAL RESOURCES - DIVISION OF OIL, GAS AND MINING 1594 WEST NORTH TEMPLE, STE 1210 SALT LAKE CITY, UT 84114 APPLICANT:

M.B.S.C. LLC. ON BEHALF OF HIAWATHA

COAL COMPANY, INC.

3212 SOUTH STATE STREET

SALT LAKE CITY, UT 84105

IN ACCORDANCE WITH INSTRUCTIONS RECEIVED, THE ABOVE REFERENCED STANDBY LETTER OF CREDIT HAS BEEN AMENDED AS FOLLOWS:

RECEIVER'S REFERENCE:

NONREF

NEW DATE OF EXPIRY:

JULY 15, 2008

ALL OTHER TERMS AND CONDITIONS OF THE CREDIT REMAIN UNCHANGED.

AUTHORIZED SIGNATURE

RECEIVED
APR 1 5 2008

DIV. OF OIL, GAS & MINING